

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Kenneth Tucker, et al Confirmation No.: 1989
Serial No. 09/813,214 Art Unit: 1645
Filed: 03/20/2001 Examiner: Shahnan-Shah, Khatols
For: *Moraxella Catarrhalis* Outer Attorney Docket No.: 089-999
Membrane Protein-106
Polypeptide, Gene Sequence and
Uses Thereof

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure provisions of 37 C.F.R. § 1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application.

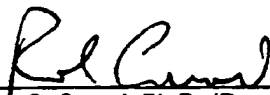
1. Enclosures accompanying this Information Disclosure Statement are:

- 1a. ☐ A list of all patents, publications, applications, or other information submitted for consideration by the office. Copies of all listed references have already been provided with the parent application serial no. _____, filed _____, U.S.C. § 120.
- 1b. A legible copy of:
- ☐ Each U.S. patent application publication and U.S. and foreign patent;
 - ☒ Each publication or that portion which caused it to be listed on the PTO-1449;
 - ☐ For each cited pending U.S. application, the application specification including the claims, and any drawing of the application, or portion of the application which caused it to be listed on the PTO-1449 including any claims directed to that portion;
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- 1c. ☐ An English language copy of search report(s) from a counterpart foreign application or PCT International Search Report.

9. ☒ The Commissioner is authorized to charge any additional fee required or credit any overpayment for this Information Disclosure Statement and/or Petition to Foster, Swift, Collins & Smith, P.C. Deposit Account No. 502197.
10. ☒ No admission is made that the information cited in this Statement is, or is considered to be, material to patentability nor a representation that a search has been made (other than a search report of a foreign counterpart application or PCT International Search Report if submitted herewith). 37 C.F.R. §§1.97(g) and (h).

Respectfully submitted,

Date: January 24, 2005


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I hereby certify that this correspondence is being deposited with the United States Postal Service Express Mail Service with sufficient postage in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Date: January 24, 2005


Lorri A. Rosier

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